IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIAN PETITION NO. 47 OF 2004

In the matter of
appointment of Guardian of the
minor children, viz.

Master Sushant Ganesh Nandgaonkar,
aged 15 years;

Miss. Dipika Ganesh Nandgaonkar,
aged 9 years;

SMT. SITABAI JANU NANDGAONAKR .. PETITIONER.

Mr. S.C. Naidu i/by C.R. Naidu & Co.
for petitioner.
Parties present.

CORAM : S.U.KAMDAR, J.
DATE : 1st DECEMBER, 2004.

P.C.

1. Interviewed the children and the grand mother. Both the parents are expired. Petition is made absolute in terms of prayer clauses (a) and (a-1).

2. The Municipal Commissioner of Greater Bombay through Kasturba Hospital, Bombay, is directed to deposit the amount of provident fund and pension amount with the Accounts Officer, High Court, Bombay within four weeks from today. The Accounts Officer, High Court, bombay, is also directed to renew three fixed deposits lying with the Bank of Maharashtra, Delisle Road Branch in the name of the deceased mother jointly with the children. The Accounts Officer, High Court, Bombay is directed to renew the same initially for a period of three years and continue to renew the same till further orders from this Court. The Accounts Officer is also directed to invest the amount of arrears received from the Municipal Corporation of Greater Bombay in respect of the arrears of pension in the fixed deposit with any nationalised bank initially for a period of three years and renew the same thereafter till further orders from this Court.

3. In so far as the future pension is concerned, the same is to be released in favour of the petitioner for the welfare of the minor children. Indrajeet Cooperative Society is also directed to deposit with the Accounts Officer, High Court, Bombay, the amount lying to the credit of Manisha Ganesh Nandgaonkar as on the date of the deposit including accrued interest thereon within a period

of four weeks from today. In the event of the said amount is deposited, the same be released in favour of the petitioner herein for the purpose of utilising the same for the welfare of the children.

4. The Accounts Officer, High Court, Bombay, is directed to withdraw a sum of Rs. 1 lac from the Account No. 200845 of the Bank of Maharashtra and invest the same in any nationalised bank initially for a period of three years and renew the same from time to time till further orders from this Court. On such withdrawal being effected, the petitioner will be permitted to operate the said Bank of Maharashtra Account No. 200854. It is clarified that the Accounts Officer, High Court, Bombay, while depositing the said sum of Rs. 1 lac in fixed deposit give instructions to the Bank that the interest accrued thereon is to be transferred from time to time to the said Saving Bank Account No. 200854 lying with the Bank of Maharashtra, Delisle Road Branch, Mumbai.

5. Certified copy expedited.